

U.S. Department of Justice
United States Marshals Service

PROCESS RECEIPT AND RETURN

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

PLAINTIFF

United States of America

COURT CASE NUMBER

05-30079-MAP

DEFENDANT

Bernard M. Albert

TYPE OF PROCESS

Summons + Complaint

SERVE

NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN



BERNARD ALBERT

ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)

AT

18 Williamsburg Road, Northampton, MA 01098 P.O. Box 265

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:

NANCY M ROJAS
U.S. Attorney's Office
Federal Defenders Unit
One Courthouse Way
Boston, MA 02203

Number of process to be served with this Form - 285



Number of parties to be served in this case



Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

Please make service prior to June 30, 2005

Fold

2005 APR - 5

U.S. MARSHAL
BOSTON, MARECEIVED
U.S. MARSHAL
BOSTON, MA

4/5/05

Signature of Attorney or other Originator requesting service on behalf of:

 PLAINTIFF
 DEFENDANT

TELEPHONE NUMBER

(617) 748-3255

DATE
4/5/05

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated.

(Sign only first USM 285 if more than one USM 285 is submitted)

Total Process

District of Origin

District to Serve

Signature of Authorized USMS Deputy or Clerk

Date

1 No. 38

No. 38

4/5/05

I hereby certify and return that I have personally served, have legal evidence of service, have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below. I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)

 A person of suitable age and discretion then residing in the defendant's usual place of abode.

Address (complete only if different than shown above)

Date of Service 7/1/05 Time 10 AM (pm)

Signature of U.S. Marshal or Deputy

Service Fee	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges	Advance Deposits	Amount owed to U.S. Marshal or	Amount of Refund
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REMARKS: FWB to USMS in Springfield, MA 01051 on 6/28/05. Service attempted at above address on 6/28/05. Bernard Albert in serious medical condition at Acute Hospital, wife was home, however also very elderly & questionable judgment a mental status report findings to office of U.S. Attorney, Boston, MA (Nancy Rojas), directed to continue service

AO 440 (Rev. 10/93) Summons in a Civil Action

United States District Court

DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

BERNARD M. ALBERT

SUMMONS IN A CIVIL CASE

CASE NUMBER: 05-30079-MAP

TO: (Name and address of defendant)

BERNARD M. ALBERT
18 Williamsburg Road
Worthington, MA 01098

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Christopher R. Donato
Assistant United States Attorney
United States Attorney's Office
1 Courthouse Way, Suite 9200
Boston, MA 02210

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

SARAH A. THORNTON

CLERK

Mary Jem

(BY) DEPUTY CLERK

DATE

March 31, 2005

RETURN OF SERVICE

Service of the Summons and Complaint was made by me 1
 NAME OF SERVER (PRINT)

DATE

TITLE

Check one box below to indicate appropriate method of service

Served personally upon the defendant. Place where served:

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left:

Returned unexecuted:

Other (specify)

TRAVEL	STATEMENT OF SERVICE FEES	TOTAL
SERVICES		

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

Date

Signature of Server

Address of Server

(1) As to who may serve a summons see Rule 4 the Federal Rules of Civil Procedure.